

REMARKS

Applicant thanks the Examiner for the careful consideration given to this application. Reconsideration is now respectfully requested in view of the following remarks.

Claims 1-62 are pending in this application. Claims 1, 10, 20, 21, 30, 34 and 43 are independent claims. Reconsideration and allowance of the present application are respectfully requested.

Allowable Subject Matter

Applicant notes with appreciation the Examiner's indication that Claims 4, 5, 9, 14-19, 25-29, 33, 36, 38-42 and 46-62 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Double Patenting Rejection

Claims 1-3, 6-8, 10-13, 20-24, 30-32, 34, 35, 37, and 43-45 stand rejected on the ground of non-statutory, obviousness-type double-patenting as being unpatentable over Claims 1-7 and 15-18 of U.S. Patent No. 7,646,744. Applicant respectfully disagrees with these rejections and believes that they should be withdrawn. However, to expedite prosecution, Applicant has elected to file a Terminal Disclaimer with respect to U.S. Patent No. 7,646,744. In view of this Terminal Disclaimer, it is respectfully submitted that these rejections are now moot and should be withdrawn for this further reason.

Disclaimer

Applicant may not have presented all possible arguments or have refuted the characterizations of either the claims or the prior art as found in the Office Action. However, the lack of such arguments or refutations is not intended to act as a waiver of such arguments or as concurrence with such characterizations

CONCLUSION

In view of the above, consideration and allowance are respectfully solicited.

In the event the Examiner believes an interview might serve in any way to advance the prosecution of this application, the undersigned is available at the telephone number noted below.

The Office is authorized to charge any necessary fees to Deposit Account No. 22-0185.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 22-0185, under Order No. 27592-00275-US6 from which the undersigned is authorized to draw.

Dated: June 18, 2010

Respectfully submitted,

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